THE HONOURABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 21623 of 2007
AND
W.P. No. 21711 of 2007

Date:11-10-2007

W.P. No. 21623 of 2007

Between:

Sri Zahed Azamul Quadri @ Siraj Quadir

...Petitioner

AND

The Revenue Divisional Officer,Adilabad and another

.. Respondents

W.P. No. 21711 of 2007

Between:

Sri Wadood Azamul Quadri @ Sajid

...Petitioner

AND

The Revenue Divisional Officer,Adilabad and another

.. Respondents

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COMMON ORDER:

The petitioners in both the writ petitions seek a writ of mandamus to declare the action of the first respondent in not disposing the stay petition filed under Section 4-A of A.P. Assigned Land (Prohibition of Transfers) Act, 1977 along with the appeal on 08.10.2007 for stay of the operation of the order, dated 20.09.2007 vide proceedings No.C/4730/06 passed by the second respondent, pending disposal of the appeal, as illegal and arbitrary.

It is stated that the petitioners have been assigned an extent of Ac.5.00 cents each in Sy.No.72 situated at Battisavargaon village, Mandal and District Adilabad during the year 1961-62 for the purpose of agriculture. It is stated that the petitioners have not violated any terms and conditions of the assignment and carrying on their agricultural operations alone. While so, the second respondent by order, dated 20.09.2007 in proceedings No.C/4730/06 passed orders resuming the said lands on the ground that the petitioners have changed the use of the said land by making the plots. Aggrieved by the said order, dated 20.09.2007, the petitioners have filed appeals along with the stay applications before the first respondent on 08.10.2007. It is stated

that without disposing the stay applications or the appeals, the respondents are trying to dispossess the petitioners from their lands.

Without expressing any opinion with regard to the merits of the case, both the writ petitions are disposed of directing the first respondent to consider and dispose of the appeals filed by the petitioners against the orders, dated 220.09.2007 in Proc.No.C/4730/06 and pending disposal of the appeals, status-quo obtained as on today in respect of the lands in possession of the petitioners alone shall be maintained. No costs.

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V.ESWARAIAH, J.

Date:11.10.2007
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